

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

CYTOLOGIX CORPORATION,

Plaintiff,

v.

VENTANA MEDICAL SYSTEMS, INC.,

Defendant.

CIVIL ACTION NO. 04-CV-11783-RWZ

**STIPULATION AND [PROPOSED] ORDER REGARDING
BRIEFING SCHEDULE FOR SUMMARY JUDGMENT**

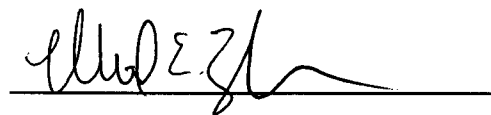
WHEREAS, on November 17, 2005, plaintiff filed a motion for claim construction and summary judgment of infringement, and defendant's response is currently due on December 1, 2005, pursuant to Local Rule 7.1(b)(2);

WHEREAS, the parties are currently attempting to resolve certain issues regarding discovery that defendant believes is necessary to respond to the pending motion, and to the extent that a resolution is not reached, the parties anticipate that the any remaining dispute can be resolved at the upcoming Status Conference scheduled for December 1, 2005;

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IT IS HEREBY STIPULATED, subject to the approval of the Court, that defendant's response to plaintiff's motion is extended to December 16, 2005, without prejudice to a future agreement or motion for a further extension, as may be appropriate.

CYTOLOGIX CORPORATION



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IT IS SO ORDERED:

Dated: _____

HON. RYA W. ZOBEL
UNITED STATES DISTRICT JUDGE